

* 2ND REQUEST 6/8/05

Attorney's Docket No: GR 99 P 2263

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By:  Date: March 10, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applic. No. :	09/611,772	Confirmation No.:	7415
Inventor :	Hans Kröner		
Filed :	July 7, 2000		
TC/A.U. :	2682		
Examiner :	Tuan A. Tran		
Customer No.:	24131		

Hon. Commissioner for Patents
Alexandria, VA 22313-1450

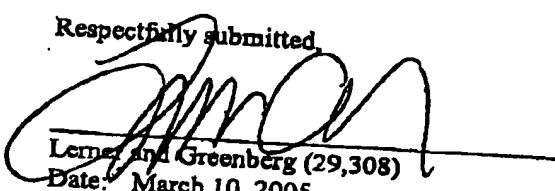
REQUEST FOR REFUND

Sir:

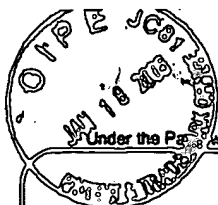
Applicants filed an RCE in the above-identified application on January 12, 2005. Applicants then received a *Notice of Allowance* dated March 1, 2005 which was responsive to applicants' *Amendment under 37 C.F.R. 1.116* filed on December 8, 2004. Therefore, the RCE was not necessary.

Counsel respectfully requests that the amount of \$1,130.00 paid on January 12, 2005 be credited to counsel's Deposit Account No. 12-1099 of Lerner and Greenberg, P.A.

Respectfully submitted,


Lerner and Greenberg (29,308)
Date: March 10, 2005
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/bb

Best Available Copy



**Request
For
Continued Examination (RCE)
Transmittal**

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/611,772
Filing Date	July 7, 2000
First Named Inventor	Hans Kröner
Art Unit	2682
Examiner Name	Tuan A. Tran
Attorney Docket Number	GR 99 P 2263

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____

ii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 12-1099

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) A 1-month extension fee of \$110.00 was paid on 11/30/04.

iii. ☒ other Petition for an extension of time of one (2) months is herewith made.

b. ☐ Check in the amount of \$ _____ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Laurence A. Greenberg	Registration No. (Attorney/Agent)	29,308
Signature		Date	January 12, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Laurence A. Greenberg	Date	January 12, 2005
Signature			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/21/2005 SDENB081 00000029 09511772

01 FC:1801 790.00 OP
02 FC:1252 340.00 OP

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08/19/2005

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Adjustment date: 08/19/2005 SDIRET01
01/21/2005 SDENB081 00000029 09511772
01 FC:1801 -790.00 OP
02 FC:1252 -340.00 OP